



The London Borough of Hounslow (Mooring) Byelaws 2018

Report prepared pursuant to Regulation 6 (2) (c) of The Byelaws (Alternative Procedure) (England) Regulations 2016

1. The byelaw is proposed to be made under Section 235 Local Government Act 1972.
2. It is confirmed that the procedure for making the byelaw is that specified in The Byelaws (Alternative Procedure) (England) Regulations 2016.
3. As to the purpose and need for the byelaw we provide) the following statement:

'London Borough of Hounslow (LBH) has five miles of riverside and illegal moorings which present four main issues for LBH:

- *Inability for LBH to move boats on after they have moored on its property;*
- *The unsightly appearance of the boats which blight the area;*
- *Illegal and anti-social behaviour;*
- *Interference with the Council's and wider public's lawful enjoyment of these open spaces.*

In 1999 LBH together with the Port of London Authority (PLA) obtained possession of the areas alongside the Watermans Park and a total of 47 boats were removed from the area. Since then, new boats have arrived and this particular stretch of land has become congested as boats displaced from elsewhere have moored on a permanent basis. Licensed boaters on both sides of the Watermans have complained to LBH for a number of years regarding the effect on them due to the activities of the illegal boaters.

Although LBH is not the owner of the river bed, it was licenced by the PLA to maintain the riverworks on this stretch of the river. The PLA has now expressed concern that LBH is not managing its riverworks by allowing the situation at Watermans Park to go unchallenged. The unlicensed vessels are moored against the riverworks and transfer onto the PLA's land at low tide. The PLA's criticism is that LBH need to do more to prevent access from the boats onto its land and that by not taking action LBH is facilitating the boaters' ability to remain on the river.

The introduction of mooring byelaws and threat of criminal sanction will suppress the problems faced by LBH with the unlicensed and/or illegally moored vessels and reduce the number of unauthorised moorings because the use of byelaws will have an immediacy which other means of enforcement lack.

LBH has considered the relevance of the proposed byelaws to the provisions of the Equality Act 2010 and the Human Rights Act 1998 and concluded that Equalities Duties and Human Rights Articles are not engaged by this proposal.

4. There are no other enactments fulfilling the purposes outlined above.
5. The proposed byelaw does not conflict with any other enactment.
6. LBH has not revoked nor is intending to revoke any byelaw.
7. Whilst LBH is not making use of any model byelaw, what is proposed follows exactly byelaws previously made by the London Borough of Richmond (and approved by the Secretary of State) and which are being used successfully.
8. We enclose a map showing the lands to which the byelaw, if made, will apply.
9. A full consultation has been carried out into the proposed byelaw, full details of which are attached.



10. A summary of objections received and LBH's responses to those objections are also attached.

Signed

A handwritten signature in blue ink, appearing to be 'MS' or similar initials.

Dated 25/05/2018

Authorised Officer
Mike Sudlow